



Austin City Council MINUTES

MAY 11, 1995
1:00 P.M.

Mayor Todd called the meeting to order, noting the temporary absence of Mayor Pro Tem Nofziger, Councilmember Garcia and Councilmember Shea.

1. Approval of Minutes for Regular Meeting of April 27, 1995 and Special Meeting of April 26 and Regular Meeting of April 27, 1995.
No action taken.

CITIZEN COMMUNICATIONS: GENERAL

2. Mr. Roger Baker, to discuss matters arising.
Not present
3. Mr. Gus Pena, to discuss East Austin Community Concerns, to request employing an older Veteran be made a top priority at the City of Austin. Request that City officials and County officials aggressively address the homeless situation. More families becoming homeless daily.
4. Ms. Elizabeth L. Morgan, to share information about some of this year's activities for parents and childcare professionals.
5. Mr. Richard R. Troxell, want City Council to address the needs of Austin's citizens and its Business Community by developing a comprehensive drug and alcohol detoxification/treatment, job training/job placement program to get homeless individuals off the streets of Austin and back into our tax base.
6. Mr. Lance Winters, to discuss the ouster of the City's Taxicab Inspector by Public Works and to dispel the myth that they could not afford to keep him as espoused at the April 17, 1995 Urban Transportation Commission meeting.
7. Mr. Robert L. Thomas, to discuss Rosewood Recreation Center.
8. Mr. James Perry, get the homeless kids and drunks off the drag, 19th Street through 30th Street in Austin. Curfew. No alcohol.

9. Mr. John McMillan, to recommend that the Council approve an ordinance requiring each restaurant, cafe, coffeehouse, or alcoholic bar of Austin to establish a designated "community tables" where any patron who otherwise would have sat alone can join other members of the general public for conversation.
Not present

ITEMS CONTINUED FROM PREVIOUS MEETINGS

10. Approve a construction contract award to BRH-GARVER, INC., Houston, Texas, for the construction of water and wastewater improvements to the Hilltop Acres Subdivision, bounded by Old Bee Caves Road, Travis Cook Road and Hwy 290/71, in the amount of \$1,149,722.45. (Funding in the amount of \$449,897.11 was included in the 1994-95 Capital budget of the Water and Wastewater Utility; \$699,825.34 was included in the 1991-92 Capital budget of the Water and Wastewater Utility.) Low bid of ten (10). 13.06% MBE, 2.11% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)
Approved on, Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

ORDINANCES

11. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 3710 Enfield Road, 1501-1511 Scenic Drive and 3713-3721 Bonnie Road, Case No. C14-93-0110, from "LO", Limited Office; "MF-2", Multifamily Residence (low density), "SF-3", Family Residence to "P", Public District, C.O.A.-DEPARTMENT OF PLANNING & DEVELOPMENT. First reading on February 3, 1994; Vote 5-0, Shea out of the room & Urdy absent. Conditions met as follows: The Parks and Recreation Department (PARC) and Environmental Conservation Services Department (ECS) have implemented the recommendations made by Council.
Ordinance No. 950511-A approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd absent.
12. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 8400 E. U.S. Hwy. 290, Case No. C14-95-0009, from "DR", Development Reserve to "GR-CO", Community Commercial-Conditional Overlay, FIRST STATE BANK (Roger W. Weiland), by Dunagan, Weichert & Assoc. (Glenn Weichert). First reading on March 30, 1995; Vote 6-0, Councilmember Shea absent. Conditions met as follows: conditional overlay incorporates conditions imposed by Council. Restrictive covenant incorporating conditions imposed by Council has been executed.
Postponed one week

13. Amend Ordinance No. 850801-N, by correcting the portion of the property zoned "RR", Rural Residence, on property locally known as 4502 East St. Elmo Road, Case No. C14-84-317, MARK HARDEMAN, TRUSTEE, by Ben Greider. (This item is related to Item 55 and needs to be considered at 4:00.
Ordinance No. 950511-H Approved on Councilmember Garcia's motion, Councilmember Goodman's second, 6-0 vote, Mayor Todd temporarily absent.
14. Amend Ordinance 940912-D, the 1994-95 operating budget, by reducing the General Fund Contingency Reserve by \$60,000, and increasing the appropriation for the Planning and Development Department, Neighborhood Housing and Conservation Office by \$60,000 to implement the initial phase of the Austin Redevelopment Authority (ARA). [Funding is available in the 1994-95 General Fund Contingency Reserve.] (Recommended by Housing Subcommittee)
Ordinance No. 950511-B approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.
15. Approve second reading of an ordinance authorizing the sale of the Yellow Checker Cab Company, Inc. (dba Yellow Cab Company) taxicab franchise to Greater Austin Transportation Company (dba American Cab Company) and amending the Greater Austin Transportation Company (dba American Cab Company) taxicab franchise. (No fiscal impact). [Recommended by Urban Transportation Commission]
Approved second reading
16. Approve first reading of an ordinance to renew the taxicab franchise of Harlem Cab Company d.b.a. Austin Cab. (Taxicab Permit Fees of \$400 per year, per permit. Expected annual revenue \$24,000. Revenue is included in the 1994-95 operating budget of the Public Works and Transportation Department.)
Approved first reading
17. Amend Ordinance No. 940912-D, the 1994-95 Operating Budget, for the Health and Human Services Department Special Revenue Fund by authorizing an additional 1.0 grant funded full-time equivalent (FTE) position to provide staff support to the Austin Area Comprehensive HIV Planning Council. [Funding is available in the 1994-95 Health and Human Services Special Revenue Fund (Ryan White/Title I Formula grant from the U.S. Department of Health and Human Services)].
Ordinance No. 950511-C approved
18. Authorize acceptance of \$1,038,611 in grant funds from the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA), for the Ryan White/Title I Supplemental grant program; amend Ordinance No. 940912-D, the 1994-95 operating budget, amending the Special Revenue Fund by appropriating \$1,038,611 in grant funds for the Health and Human Services Department special revenue fund; and authorize 2.0 grant funded Full Time Equivalent (FTE) positions. (Funding is available from the U.S. Department of Health and Human Services, Health Resources and Services Administration, Ryan White/Title I Supplemental Grant.) Recommended by HIV Planning Council
Ordinance No. 950511-D approved

19. Authorize acceptance of an additional \$221,182 in grant funds from the Texas Department of Health (TDH) Ryan White/Title II grant program for AIDS/HIV services; amend Ordinance No. 940912-D, the 1994-95 operating budget, amending the Special Revenue Fund by appropriating an additional \$221,182 in grant funds for the Health and Human Services Department, for a total grant amount of \$496,182; and authorize 1.0 additional grant funded Full Time Equivalent (FTE) position. (Funding is available from the Texas Department of Health, Ryan White/Title II Grant.)
Ordinance No 950511-E approved

Dove Springs Neighborhood Center (Items 20-22)

20. Amend Ordinance No. 940912-D, the 1994-95 operating budget, by reducing the General Fund Contingency Reserve by \$61,469 and increasing General Fund Transfers Out to the Capital budget by \$61,469; amend Ordinance No. 940912-E, the 1994-95 Capital budget by reducing the Contingency FY 1995 Project by \$145,000; from the Dove Springs Park project and increasing the appropriation for the Dove Springs Recreation Center by a total of \$266,469. (Funding in the amount of \$61,469 is available in the 1994-95 General Fund Contingency Reserve, \$145,000 was included in the 1994-95 Capital budget Contingency FY95 Project, \$60,000 was included in the 1994-95 Amended Capital budget of the Parks and Recreation Department.) [To be reviewed by Planning Commission May 9, 1995]
Ordinance No. 950511-F approved
21. Amend Ordinance No. 940912-E, the 1994-95 Capital Budget of the Austin Police Department by transferring \$80,893 from the Police East Substation Project to a new project, the Dove Springs Recreation Neighborhood Center, for construction of a police neighborhood center within the recreation center facility.
Ordinance No. 950511-G approved

RESOLUTIONS

22. Approve a construction contract award to GREATER TEXAS CONSTRUCTION CORPORATION, Belton, Texas, for construction of the Dove Springs Recreation Center located at 5801 Ainez Drive, in the amount of \$1,847,400. (Funding in the amount of \$1,722,197 was included in the 1994-95 Amended Capital budget of the Parks and Recreation Department; \$80,893 was included in the Amended Capital budget of the Police Department; and \$44,310 was included in the 1994-95 Capital budget of the Environmental and Conservation Services Department.) Low bid of four (4). 9.85% MBE, .92% WBE Subcontractor participation.
Approved
23. Authorize negotiation and execution of twelve (12) month contracts totaling \$354,236 in contracts with seven (7) community based organizations for HIV services under the Texas Department of Health, Ryan White/Title II grant program: AIDS SERVICES OF AUSTIN in an amount not to exceed \$85,121; ATC/MHMR C.A.R.E. UNIT in an amount not to exceed \$54,695; COMMUNITY ACTION, INC., in an amount not to exceed \$116,520; HIV WELLNESS CENTER in an amount not to exceed \$2,800; PEOPLE'S COMMUNITY

CLINIC in an amount not to exceed \$1,746; PROJECT TRANSITIONS in an amount not to exceed \$70,000 and WATERLOO COUNSELING CENTER in an amount not to exceed \$23,354. (Funding is available from the Texas Department of Health, Ryan White/Title II grant program.)

Approved

24. Authorize negotiation and execution of twelve (12) month contracts totaling \$550,844 with seven (7) community based organizations for HIV services under the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA), for the Ryan White/Title I Supplemental grant program: AIDS SERVICES OF AUSTIN, in an amount not to exceed \$305,019; ATC/MHMR C.A.R.E. UNIT, in an amount not to exceed \$58,642; FAITH HOME, in an amount not to exceed \$1,042; CTMF HIV STUDY GROUP, in an amount not to exceed \$53,887; HIV WELLNESS CENTER, in an amount not to exceed \$14,977; PROJECT TRANSITIONS, in an amount not to exceed \$70,802; and WATERLOO COUNSELING CENTER, in an amount not to exceed \$46,655. (Funding is available in the 1994-95 Special Revenue Fund for the Health and Human Services Department, Ryan White/Title I Supplemental grant program.) (Recommended by HIV Planning Council)

Approved

Items 15-24 approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

25. Approve execution of a twelve (12) month supply agreement with SUPREME SALES COMPANY, INC., Atlanta, Georgia, for the purchase of blue denim work jeans for employees in various City departments, in an amount not to exceed \$38,242.30 with two (2) twelve (12) month extension options in an amount not to exceed \$38,242.30 per extension, for a total amount not to exceed \$114,726.90. (Funding in the amount of \$12,747.44 is available in the 1994-95 operating budgets of the user departments. Funding for the remaining eight (8) months and the extension options is contingent upon available funding in future budgets.) Low responsive bid of eight (8). No M/WBE Subcontracting opportunities were identified.

Approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 5-1 vote, Councilmember Goodman voting "NO", Mayor Todd temporarily absent.

26. Approve execution of a twelve (12) month supply agreement with AUSTIN SCREEN PRINTING, Austin, Texas, for the purchase and screen printing of T-shirts for employees of various City departments, in an amount not to exceed \$61,533.50 with two (2) twelve (12) month extension options in an amount not to exceed \$61,553.50 per extension, for a total amount not to exceed \$184,660.50. (Funding in the amount of \$20,517.88 is available in the 1994-95 operating budget of the user departments. Funding for the remaining eight (8) months and the extension options is contingent upon available funding in future budgets.) Low bid of three (3). No M/WBE Subcontracting opportunities were identified.

Approved

27. Approve execution of a contract award with MUNIZ CONCRETE & CONTRACTING COMPANY (MBE/MH), Austin, Texas, for construction of the Park Improvements to Kealing School Park at 1500 Rosewood Avenue, in the amount of \$64,159. (Funding in the amount of \$53,548 was included in the 1990-91 Capital Budget of the Parks and Recreation Department; \$10,611 was included in the 1994-95 Capital Budget of the Parks and Recreation Department.) Low bid of five (5). 4.68% MBE, 4.68% WBE Subcontracting opportunities were identified.

Approved

28. Approve a construction contract award to CHUBB SECURITY SYSTEMS, INC., Austin, Texas, for installation of fire alarm and security systems at seven (7) City owned branch libraries (Carver, Manchaca, Little Walnut Creek, Spicewood Springs, Howson, University Hills, and Old Quarry), in the amount of \$42,743. (Funding was included in the 1992-93 Capital budget of the Austin Public Library.) Low bid of two (2). No M/WBE Subcontracting opportunities were identified.

Approved

29. Authorize negotiation and execution of an Interlocal Agreement with Northtown Municipal Utility District for temporary pass-through wastewater service and construction of wastewater facilities to serve outside-City retail customers in the FM 1825 and IH 35 area. (The Utility could receive a minimum of \$787,000 in wastewater Capital Recovery Fees and additional revenue from actual gallons discharged to Austin based on retail wastewater volumetric rate at full build-out of the area. This revenue was not included in the 1994-95 budget. The 1994-95 Capital budget will be used to finance the Harris Branch Interceptor extension at an estimated cost of \$720,000.) [Recommended by Water and Wastewater Commission]

Approved

30. Approve negotiation and execution of Agreement with Springwoods Municipal Utility District and D.R. Malone dba "Sail and Ski Center" for pass-through wastewater service to commercial site at 12971 Research Boulevard. (The Utility will receive a Capital Recovery Fee of \$2,095 plus additional outside City retail wastewater revenues. This revenue was not included in the 1994-95 budget.) [Recommended by Water and Wastewater Commission]

Approved

Items 26-30 approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

31. Authorize negotiation and execution of agreement with Northwest Travis County MUD #1 and SLC Holdings, Limited, a Texas Limited Partnership, to provide terms and conditions for pass-through wastewater service to the 36-acre tract known as the Estates of Brentwood. (Cost of connection and construction of main extensions to be paid by customer. The Utility would receive annual revenue for 96 residential homes, based on current rates and from assessment of Capital Recovery Fees (CRF's). At full build-out, \$201,120 in Capital Recovery Fees, approximately \$24,307.20 annually in wastewater billing, and \$22,210.56 annually in water billing. This revenue was not included in the

1994-95 budget.) [Recommended by Water and Wastewater Commission]
Postponed indefinitely

32. Approve a construction contract award to CENTRAL TEXAS SERVICES AND ELECTRICAL, Kyle, Texas, for installation of the electrical renovations work for the Washwater Pump Motor Control Center Revisions at the Green Water Treatment Plant, in the amount of \$100,074. (Funding was included in the 1991-92 Capital budget of the Water and Wastewater Utility.) Low bid of four (4). No M/WBE Subcontracting opportunities were identified. (Recommended by Water and Wastewater Commission)
Approved

33. Approve Change Order #2 to KEYSTONE CONSTRUCTION INC., Austin, Texas, for construction of a four foot (4') diameter drop manhole as part of the Parmer Lane (Rattan Creek) Force Main Project, in the amount of \$36,529, for a total contract amount of \$636,758.45. (Funding was included in the 1994-95 Capital budget of the Water and Wastewater Utility.) No M/WBE Subcontracting opportunities were identified. (Recommended by Water and Wastewater Commission)
Approved

Items 32-33 approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

34. Approve execution of a contract with HENDRIX GMC TRUCKS, Austin, Texas, for the purchase of five (5) truck cabs and chassis, in an amount not to exceed \$291,063 and LONGHORN INTERNATIONAL, Austin, Texas, for the purchase of twenty-one (21) truckbans and chassis, in an amount not to exceed \$952,738. (Funding in the amount of \$418,582 is available in the 1994-95 Transportation Fund; \$104,902 is available in the 1994-95 Drainage Fund. Funding in the amount of \$78,588 was included in the 1994-95 Capital budget of the Solid Waste Department; \$641,729 was included in the 1994-95 Capital budget of the Water and Wastewater Utility.) Low bid of four (4). No M/WBE Subcontracting opportunities were identified. (Recommended by Water and Wastewater Commission)
Approved on Councilmember Goodman's motion Councilmember Shea's second, 5-0 vote, Councilmember Mitchell out of room, Mayor Todd temporarily absent.

35. Approve execution of a professional service agreement with MCFAUL & LYONS, INC., Trenton, New Jersey, to implement a non-salary expense reduction program for Brackenridge Hospital, in an amount not to exceed \$212,280. (Funding is available in the 1994-95 operating budget of Brackenridge Hospital.) Best proposal of two (2). No M/WBE Subcontracting opportunities were identified.
Postponed indefinitely

36. Authorize negotiation and execution of an Interlocal Agreement with the TEXAS DEPARTMENT OF TRANSPORTATION to participate in the Stassney Lane and IH-35 West Service Road Intersection Improvement project, in the amount of \$42,117. (Funding was included in the 1994-95 Capital budget of the Public Works and Transportation Department.)

Approved

37. Approve a construction award to EDWARD R. COLEMAN CONSTRUCTION COMPANY, Austin, Texas, for the Angus Valley Drainage and Street Improvements Project, in the amount of \$247,725.50. (Funding was included in the 1994-95 Capital budget of the Public Works and Transportation Department.) Low bid of six (6). 49.6% MBE, 7.3% WBE Subcontractor participation.

Approved

Items 36 and 37 approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

38. Authorize negotiation and execution of Amendment #1 with RODRIGUEZ ENGINEERING CONSULTING (MBE/MH), Austin, Texas, for additional Asphalt/Concrete Testing Services, in the amount of \$175,000, for a total contract amount of \$437,500, and with TRINITY TESTING CORPORATION, Austin, Texas, for additional Asphalt/Concrete Testing Services, in the amount of \$150,000, for a total contract amount of \$412,500. Testing services involve streets, buildings, water and wastewater projects, drainage projects and subdivisions. (Funding was included in the 1994-95 Capital budget of the Public Works and Transportation Department.) Rodriguez Engineering Consulting: 14.3% MBE, 5% WBE Subcontractor participation. Trinity Testing Corporation: 15% MBE, 5% WBE Subcontractor participation.

Approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 5-0-1 vote, Councilmember Mitchell abstaining, Mayor Todd temporarily absent.

39. Authorize negotiation and execution of a License Agreement with NORWOOD OUTDOOR, INC., Brady, Texas, to construct, erect, and maintain two (2) advertising signs in the Giddings-to-Llano Railroad Right-of-Way in Bertram, Texas. (Annual fees of \$500 per sign will be paid by applicant to Capital Metro.)

Voted to deny on Councilmember Reynolds' motion, Councilmember Goodman's second, 6-0 vote, Mayor Todd temporarily absent.

Austin-Bergstrom International Airport (Items 40-42)

40. Approve negotiation and execution of a five (5) year contract with BOWRING WORLDWIDE INSURANCE BROKERS, LTD., Tower Place London, for excess comprehensive general liability insurance for construction of the Austin-Bergstrom International Airport, in an amount not to exceed \$900,000. (Funding was included in the 1994-95 approved Capital budget of the Aviation Department.) Single proposal. No M/WBE Subcontracting opportunities were identified.

Approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 5-0-1 vote, Councilmember Mitchell abstaining, Mayor Todd temporarily absent.

41. Approve the award of a demolition contract to SALAS TRUCKING AND EXCAVATION (MBE/MH), Austin, Texas, for the Demolition Package No. 2B (demolition of 7 buildings/structures to make room for the Passenger Terminal Building and associated roadways and utilities) for the Austin-Bergstrom International Airport, in an amount Of \$51,233.94 plus a contingency fund of \$5,124 for change orders. (Funding was included in the 1994-95 approved Capital budget of the Aviation Department.) Low bid of ten (10). No M/WBE Subcontracting opportunities were identified.

Approved

42. Approve the award of a construction contract to LAND CONSTRUCTORS, INC., Southlake, Texas, for the Golf Course Modification (construction of holes 13-15; modification of holes 16-18, construction of new greens, tee boxes, fairways, cart paths and irrigation systems) at Austin-Bergstrom International Airport, in the amount of \$659,687 plus a contingency fund of \$65,969 for change orders. (Funding was included in the 1994-95 approved Capital budget of the Aviation Department.) Low bid of four (4). 31.05% DBE participation: 15.19% MBE, 15.86% WBE.

Approved

43. Approve a construction contract award to CHASCO CONTRACTING, Austin, Texas, for drainage improvements between Alpine Road and Pickle Road, west of South Congress Avenue, for the East-West Boulding Drainage Improvements Alpine road Extended Detention Pond Project, in the amount of \$257,275. (Funding is available in the 1994-95 Approved Capital Budget of the Department of Public Works and Transportation.) Low bid of seven (7). 22.08% MBE, 4.32% WBE Subcontractor participation.

Approved

44. Approve execution of a twelve (12) month Supply Agreement with BOISE CASCADE OFFICE PRODUCTS, Austin, Texas, for recycled fine and colored paper for copiers and laser printers used by all City departments, in an estimated amount of \$494,148.85 with two (2) twelve (12) month extension options in an estimated amount of \$494,148.85 per extension, for an estimated total amount of \$1,482,446.55. (Funding in the amount of \$123,537.21 is available in the 1994-95 operating budget of the user departments. Funding for the remaining nine (9) months and the extension options is contingent upon available funding in future budgets.) Low bid of four (4). No MWBE Subcontracting opportunities were identified.

Approved

45. Approve execution of a contract with HENDRIX TRUCKS AND EQUIPMENT, Austin, Texas, for the purchase of two (2) recycled material collection trucks, in an amount not to exceed \$103,000. (Funding was included in the 1994-95 Capital budget of the Solid Waste Services Department.) Low bid of two (2). No MWBE Subcontracting opportunities were identified.

Approved

46. Authorize the appointment of Ben Campbell to the Austin Sports Development Authority, Inc., Board of Directors, position number 1, for the unexpired term. (No fiscal impact.)
Approved

47. Set a public hearing to gather citizen input on the proposed East 11th and 12th Street Revitalization and the Para Las Familias projects to be funded under the Section 108 loan guarantee program. (Suggested date and time: May 25, 1995 at 4:30 p.m.)
Approved

Items 41-47 approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

ITEMS FROM COUNCIL

48. Direct the City Manager to extend the current contract with Travis County Advocacy Center for an additional six months until refunding can be redetermined in the 1995-96 budget process. (Fiscal impact for the six month extension is \$50,000 - Funding is available in the General Fund Contingency Reserve) (Councilmember Eric Mitchell)
Postponed to May 25, 1995

49. Approve a grant in the amount of \$400,000 to the Anderson Community Development Corporation, for the construction of up to 100 single family detached rental units in the Anderson Hill Subdivision. (Funding is included in the Community Development Block Grant Housing Implementation program.
Approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

50. Approve an ordinance granting to East Austin Economic Development Corporation, a waiver of certain development fees, electric fee in aid of construction and water and wastewater connection fees, in an amount not to exceed \$43,000, for the Ebenezer Child Development Center; granting to East Austin Economic Development Corporation a waiver of development fees, electric fee in aid of construction and water and wastewater capital recovery fees, in an amount not to exceed \$34,000 for the Ebenezer Elderly Housing Project; waiving all other requirements of Section 13-3A-18 for waiver of water and wastewater capital recovery fees granted for the Ebenezer Elderly Housing Project only; prescribing a five (5) year limit for use of the fee waivers granted.
Ordinance No. 950511-I approved on Councilmember Reynolds' motion, Councilmember Goodman's second, 6-0 vote, Mayor Pro Tem Nofziger out of room.

3:30 P.M. - BOARD OF DIRECTOR'S MEETING OF AUSTIN HOUSING FINANCE CORPORATION

Postponed indefinitely

The Mayor will recess the City Council meeting. A Board meeting of the Austin Housing Finance Corporation (AHFC) will be conducted. Following adjournment of the AHFC Board meeting, the City Council will be reconvened. Items 51-53 are AHFC items to be considered by the Austin

Housing Finance Corporation's Board of Directors.

51. Approve minutes of March 23, 1995, meeting.
52. Approve the sale and delivery of Single Family Mortgage revenue Refunding Bonds, Series 1995, in an amount not to exceed \$3,210,000, for restructuring of the Issuer's Single Family Mortgage Revenue Single Family Bonds, Series 1985, and authorize the president or his designee to execute the necessary documents to complete the transaction.
Postponed for one week - will have an emergency AHFC meeting next week.
53. Presentation to the Board by Samuel Biscoe, President, Travis County Housing Finance Corporation (TCHFC) on the status of TCHFC's 1994 Single Family Mortgage Revenue Refunding Bonds Series A and B.

4:00 P.M. - ZONING HEARINGS AND APPROVAL OF ORDINANCES

54. C14-77-162 - JOLLYVILLE ASSOCIATION, by James Nias, 11624 Jollyville Road. Restrictive Covenant Termination. Planning Commission Recommendation: To Approve termination of the restrictive covenant.
Approved
55. C14-84-317 - RICHARD S. HILL, TRUSTEE, by Ben Greider, 4502 East St. Elmo Road. Restrictive Covenant Amendment. Planning Commission Recommendation: To Approve the restrictive covenant amendment.
Approved

Items 54-55 approved on Councilmember Garcia's motion, Councilmember Goodman's second, 7-0 vote.

56. C14-94-0148 - ELIZABETH HOLLAND GREENE, Law Office of Travis R. Phillips (T. Phillips/J. Merica), 1204 Nueces Street. From GO to LR. Planning Commission Recommendation: To Grant LR-CO, Neighborhood Commercial-Conditional Overlay, zoning with the provisions of the overlay as follows: (1) prohibit additional impervious cover, building coverage, or parking; and (2) permit signage in the GO, General Office District, rather than LR.
Approved 1st reading, as recommended by Planning Commission with deletion of conditions #1 and #2, and subject to the prohibition of the following uses: 1) consumer convenience; 2) fast food restaurants; 3) service stations; and 4) food sales, on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 7-0 vote.

57. C14-94-0168 - PARMER RIDGE LTD. (John Lloyd), by Espey, Huston & Associates

(Danny R. Martin), Josh Ridge Boulevard and Harrisglenn Drive. From I-RR to Tract 1: SF-2, Tract 2: MF-2, Tract 3: SF-2, Tract 4: GR, Tract 5: GR, Tract 6: GR. Planning Commission Recommendation: Forward to Council without a recommendation due to lack of a quorum vote.

Postponed for three weeks until June 1, 1995, on Mayor Pro Tem Nofziger's motion, Councilmember Goodman's second, 7-0 vote.

58. C14-95-0010 - MARY RODDIE CRAFT, by Allen Kaplan, 4807 S. Congress Ave. From SF-3 to CS. Planning Commission Recommendation: To Grant NO, Neighborhood Office, zoning.

Approved first reading only on Councilmember Reynolds' motion, Councilmember Garcia's second, 6-1 vote, Mayor Todd voting "NO".

Close public hearing on Councilmember Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

PUBLIC HEARING AND APPROVAL OF ORDINANCES/RESOLUTIONS

59. 4:30 P.M. - Public hearing to amend sections of the Land Development Code addressing development exemptions and payment of fee in lieu of structural controls in the Urban Watersheds. (No fiscal impact.) (Recommended by Planning Commission)

Postponed for 45 days to send to Planning Committee for additional comment and discussion, with friendly amendment by Councilmember Reynolds to send to the Environmental Board and finally to the Planning Commission for additional discussion and comment, on Councilmember Mitchell's motion, Councilmember Reynolds' second, 6-0 vote, Councilmember Shea temporarily absent.

60. 5:00 P.M. - Public hearing to amend water quality regulations contained in the Land Development Code. (No fiscal impact.) (Recommended by Environmental Board and Planning Commission)

Postoned for 45 days to send to Planning Committee for additional comment and discussion, with friendly amendment by Councilmember Reynolds to send to the Environmental Board and finally to the Planning Commission for additional discussion and comment, on Councilmember Mitchell's motion, Councilmember Reynolds' second, 5-0 vote, Mayor Pro Tem Nofziger and Councilmember Shea temporarily out of room.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive Session held on the morning of this day on all other items.

Council went into recess on Councilmember Shea's motion, Councilmember Goodman's second, 5-0 vote, Mayor Pro Tem Nofziger and Councilmember Garcia temporarily out of room.

Executive session held from 2:51 P.M. until 4:44 P.M.

The City Council will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation and personnel matters as specifically listed on this agenda. The City Council may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

Pending/Contemplated Litigation - Section 551.071

61. Discuss FM Properties v. City of Austin, Cause No. A94-CA-647-JN in the United States District Court, Western District, Austin, Texas.
62. Discuss Larry L. Walker v. City of Austin; Civil Action No. A-94-CA-610-S5; United States District Court, Western District of Texas, Austin Division.
63. Discuss Phillip Gutierrez, et al. v. Mobil Oil Corporation, et al. (Tank Farm Case), Cause No. 92-04889.

Real Estate Acquisition - Section 551.072

64. Discuss fee simple acquisition for the Creek Bend Flood Control Project.
65. Discuss fee simple acquisition for the Austin-Bergstrom International Airport.
66. Discuss acquisition of real property located at 1111 East Cesar Chavez for the Medical Assistance Program and Vital Statistics Division of the Health Department.
67. Discuss real property acquisition for Municipal Court.

Real Estate - Section 551.072

68. Discuss possible real estate transactions related to Brackenridge Hospital.

Staff Briefing - Section 551.075

69. Discuss the negotiations and possible real estate transactions related to the use and lease agreement with the airlines for Austin Bergstrom International Airport. (City Council deliberation is not permitted under Section 551.075)

Advice of Counsel - Section 551.071

70. Discuss interpretation of Article VII, Section 15 of the City Charter.

ACTION ON THE FOLLOWING

71. Authorize fee simple acquisition of real property located at 4719 Teewood Drive for the construction of Creek Bend Flood Control Project.
Approved

72. Authorize fee simple acquisition of real property located at 5800 FM Road 973 South, Del Valle, Texas, and improvements for the Austin-Bergstrom International Airport.
Approved

73. Authorize fee simple acquisition of real property located at 5404 FM Road 973 South, Del Valle, Texas, and improvements for the Austin-Bergstrom International Airport.
Approved

Items 71-73 approved on Councilmember Reynolds' motion, Mayor Pro Tem Nofziger's second, 6-0 vote, Mayor Todd temporarily absent.

ADJOURN at 6:48 P.M.

Approved on this the 18th day of May, 1995, on Mayor Pro Tem Nofziger's motion, Councilmember Goodman's second, 5-0 vote, Councilmember Shea off dais, Councilmember Garcia absent.